

JUN 23 2020

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

US DISTRICT COURT  
WESTERN DISTRICT OF NC

DOCKET NO.: 3:20cr192-KDB

UNITED STATES OF AMERICA	)	
	)	
v.	)	CONSENT ORDER AND
	)	JUDGMENT OF FORFEITURE
	)	PENDING RULE 32.2(c)(2)
ANTHONY BLANE BYRNES	)	

1. The following property is forfeited to the United States pursuant to 18 U.S.C. §§ 924 and 982, 21 U.S.C. § 853, and/or 28 U.S.C. § 2461(c), provided, however, that forfeiture of specific assets is subject to any and all third party petitions under 21 U.S.C. § 853(n), pending final adjudication herein:

**One Apple iPhone, serial number BGG-E2946A, seized on or about April 12, 2019 during the investigation;**

**One Dell Inspiron laptop computer, serial number JD83ZN2 and SD cards, seized on or about August 7, 2019 during the investigation;**

**One Apple iPhone 7, serial number BGG-E3085A seized on or about August 7, 2019 during the investigation;**

**Virtual currency seized during the investigation;**

**Approximately \$3,830.00 in US currency seized on or about April 12, 2019 during the investigation;**

**One Smith & Wesson, Model Bodyguard, .380 caliber pistol, serial number EAF6599 and ammunition seized on or about April 12, 2019 during the investigation;**

**Approximately \$9,446.00 in US currency seized on or about August 7, 2019 during the investigation;**

**One Glock, Model 19Gen4, .9 caliber pistol, serial number BGWW311, and ammunition, seized on or about August 7, 2019 during the investigation; and**

**One Taurus, Model G2C, .9 caliber pistol, serial number TLW16371, and ammunition, seized on or about August 7, 2019 during the investigation.**

2. The United States Marshals Service, the investigative agency, and/or the agency contractor is authorized to take possession and maintain custody of the above specific asset(s).

3. If and to the extent required by Fed. R. Crim. P. 32.2(b)(6), 21 U.S.C. § 853(n), and/or other applicable law, the United States shall publish notice and provide direct written notice of forfeiture.

4. Any person, other than the Defendant, asserting any legal interest in the property may, within thirty days of the publication of notice or the receipt of notice, whichever is earlier, petition the court for a hearing to adjudicate the validity of the alleged interest.

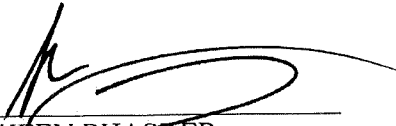
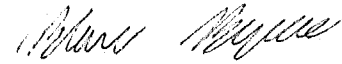
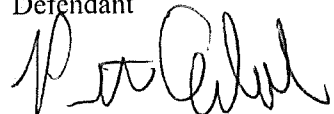
5. Pursuant to Fed. R. Crim. P. 32.2(b)(3), upon entry of this order, the United States Attorney's Office is authorized to conduct any discovery needed to identify, locate, or dispose of the property, including depositions, interrogatories, and request for production of documents, and to issue subpoenas pursuant to Fed. R. Civ. P. 45.

6. As to any specific assets, following the Court's disposition of all timely petitions, a final order of forfeiture shall be entered. If no third party files a timely petition, this order shall become the final order of forfeiture, as provided by Fed. R. Crim. P. 32.2(c)(2), and the United States shall have clear title to the property, and shall dispose of the property according to law.

The parties stipulate and agree that the aforementioned asset(s) constitute property derived from or property used in any manner to facilitate the commission of such offense(s) and are therefore subject to forfeiture pursuant to 18 U.S.C. §§ 924 and 982, 21 U.S.C. § 853, and/or 28 U.S.C. § 2461(c). The Defendant hereby waives the requirements of Fed. R. Crim. P. 32.2 and 43(a) regarding notice of the forfeiture in the charging instrument, announcement of the forfeiture at sentencing, and incorporation of the forfeiture in the judgment against Defendant. If the Defendant has previously submitted a claim in response to an administrative forfeiture proceeding regarding any of this property, Defendant hereby withdraws that claim. If Defendant has not previously submitted such a claim, Defendant hereby waives all right to do so. As to any firearms listed above and/or in the charging instrument, Defendant consents to destruction by federal, state, or local law enforcement authorities upon such legal process as they, in their sole discretion deem to be legally sufficient, and waives any and all right to further notice of such process or such destruction.

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R. ANDREW MURRAY  
UNITED STATES ATTORNEY

  
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SANJEEV BHASKER  
Assistant United States Attorney  
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ANTHONY BLANE BYRNES  
Defendant  
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PETER ADOLF, ESQ.  
Attorney for Defendant

Signed this the 23<sup>rd</sup> day June 2020.

  
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THE HONORABLE DAVID C. KEESLER  
UNITED STATES MAGISTRATE JUDGE